

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

§ Attorney Docket No. AUS990882US5

Michael Wayne Brown et al.

§

Serial No.: 10/686,319

Examiner: Unknown

Filed: October 14, 2003

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For: System for monitoring cumulative

Art Unit: 3764

fitness activity

SECOND INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 C.F.R. § 1.97(b)(3)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicants submit herewith the references listed on the attached Substitute Form 1449/PTO pursuant to 37 C.F.R. § 1.97(b)(3), i.e., before the mailing of the first Office action on the merits.. Copies of these references are included herewith.

CERTIFICATE OF MAILING under 37 CFR 1.8

Type Name of Person Signing

Signature of Person Signing

No fee is believed to be due to submit this paper; however, please charge any fees necessary to further the prosecution of this application to **IBM Corporation's Deposit Account** No. 09-0447.

Respectfully submitted,

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Doc ID 131872

PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

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Substitute for form 1449/PTO

Sheet 1

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known				
Application Number	10/686,319			
Filing Date	October 14, 2004			
First Named Inventor	Michael Wayne Brown			
Art Unit	3764			
Examiner Name	Unknown			
Attorney Docket Number	AUS990882US5			

		7	U. S. PATENT	DOCUMENTS	
Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ^{2 (# known)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	Α	^{US-} 09/466,000	·	Brown et al.	
	В	^{US-} 09/560,163/6,604,023	08-05-2003	Brown et al.	
1	С	^{US-} 09/560,386		Brown et al.	
	D	^{US-} 09/560,992		Brown et al.	
	E	^{US-} 09/561,130		Brown et al.	
	F	^{US-} 09/561,134		Brown et al.	
	G	^{US-} 09/561,422		Brown et al.	
	Н	^{US-} 09/561,426/6,601,016	07-29-2003	Brown et al.	
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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
		Country Code ^{3 -} Number ^{4 -} Kind Code ⁵ (if known)	MM-DD-YYYY	, pp.	Or Relevant Figures Appear	T
<u> </u>						

Examiner	 Date	
Signature	Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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